

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

April 2022 Grand Jury

UNITED STATES OF AMERICA,

Plaintiff,

v.

RUDY JUNIOR RODRIGUEZ, SR.,

Defendant.

ED CR No. 5:22-CR-00173-SVW

I N D I C T M E N T

[18 U.S.C. §§ 922(g)(1),
924(e)(1): Felon in Possession of
Ammunition; 18 U.S.C. § 924(d)(1)
and 28 U.S.C. § 2461(c): Criminal
Forfeiture]

The Grand Jury charges:

[18 U.S.C. §§ 922(g)(1), 924(e)(1)]

On or about February 21, 2022, in Riverside County, within the Central District of California, defendant RUDY JUNIOR RODRIGUEZ, SR. knowingly possessed the following ammunition, loaded into a 9mm caliber handgun, constructed out of a Polymer 80 frame, and Glock slide and barrel, bearing no legitimate serial number (also known as a "ghost gun"), in and affecting interstate and foreign commerce:

1. one round of Liao Yuan Machinery Works 9mm ammunition;
2. one round of Federal 9mm ammunition;
3. one round of L-Tech Enterprises, Inc. 9mm ammunition; and
4. three rounds of RUAG Ammotec 9mm ammunition.

1 Defendant RODRIGUEZ possessed such ammunition knowing that he
2 had previously been convicted of at least one of the following felony
3 crimes, each punishable by a term of imprisonment exceeding one year:

4 1. Assault with Deadly Weapon, in violation of California
5 Penal Code Section 245(a)(1), in the Superior Court of the State of
6 California, County of Lassen, case number CH026866, on or about
7 September 24, 2009;

8 2. Assault with Deadly Weapon, in violation of California
9 Penal Code Section 245(a)(1), in the Superior Court of the State of
10 California, County of Riverside, case number SWF026169, on or about
11 July 31, 2008;

12 3. Attempted Murder, in violation of California Penal Code
13 Sections 664 and 187, in the Superior Court of the State of
14 California, County of Riverside, case number SWF023930, on or about
15 July 11, 2008; and

16 4. Possession of Controlled Substance, in violation of
17 California Health and Safety Code Section 11377(a), in the Superior
18 Court of the State of California, County of Riverside, case number
19 SWF023971, on or about December 5, 2007.

20 Such possession occurred after defendant RODRIGUEZ had been
21 convicted of the following violent felonies, as defined in Title 18,
22 United States Code, Section 924(e)(2)(B), which were committed on
23 occasions different from one another:

24 1. Assault with Deadly Weapon, in violation of California
25 Penal Code Section 245(a)(1), in the Superior Court of the State of
26 California, County of Lassen, case number CH026866, on or about
27 September 24, 2009;

1 2. Assault with Deadly Weapon, in violation of California
2 Penal Code Section 245(a)(1), in the Superior Court of the State of
3 California, County of Riverside, case number SWF026169, on or about
4 July 31, 2008; and

5 3. Attempted Murder, in violation of California Penal Code
6 Sections 664 and 187, in the Superior Court of the State of
7 California, County of Riverside, case number SWF023930, on or about
8 July 11, 2008.

FORFEITURE ALLEGATION

[18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c)]

1. Pursuant to Rule 32.2 of the Federal Rules of Criminal Procedure, notice is hereby given that the United States of America will seek forfeiture as part of any sentence, pursuant to Title 18, United States Code, Section 924(d)(1), and Title 28, United States Code, Section 2461(c), in the event of the defendant's conviction of the offenses set forth in the sole count of this Indictment.

2. The defendant, if so convicted, shall forfeit to the United States of America the following:

(a) All right, title, and interest in any firearm or ammunition involved in or used in such offense, including but not limited to the following:


- i. a 9mm caliber handgun, constructed out of a Polymer 80 frame, and Glock slide and barrel, bearing no legitimate serial number (also known as a "ghost gun");
- ii. one round of Liao Yuan Machinery Works 9mm ammunition;
- iii. one round of Federal 9mm ammunition;
- iv. one round of L-Tech Enterprises, Inc. 9mm ammunition;
- and
- v. three rounds of RUAG Ammotec 9mm ammunition;

(b) To the extent such property is not available for forfeiture, a sum of money equal to the total value of the property described in subparagraph (a).

3. Pursuant to Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c), the defendant, if so convicted, shall forfeit substitute property, up to

1 the value of the property described in the preceding paragraph if, as
2 the result of any act or omission of the defendant, the property
3 described in the preceding paragraph or any portion thereof (a)
4 cannot be located upon the exercise of due diligence; (b) has been
5 transferred, sold to, or deposited with a third party; (c) has been
6 placed beyond the jurisdiction of the court; (d) has been
7 substantially diminished in value; or (e) has been commingled with
8 other property that cannot be divided without difficulty.

9 A TRUE BILL

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11 
12 Foreperson

13 STEPHANIE S. CHRISTENSEN
14 Acting United States Attorney

15 

16 SCOTT M. GARRINGER
17 Assistant United States Attorney
18 Chief, Criminal Division

19 JERRY C. YANG
20 Assistant United States Attorney
21 Chief, Riverside Branch Office

22 PETER DAHLQUIST
23 Assistant United States Attorney
24 Riverside Branch Office
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